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"PATENT"

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kenneth L. Riley et al

U. S. Serial No. 09/869,981

Filed: January 14, 2000

TWO STAGE PROCESS FOR HYDROPROCESS-
ING USING BULK MULTIMETALLIC CATALYST

) Before the Examiner
) Tam M. Nguyen
)
) Confirmation Number: 4612
)
) Group Art Unit: 1764
)
) Family Number: P1997J057H

Commissioner for Patents
Washington, DC 20231

Sir:

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JAN 09 2003

OFFICE OF PETITIONS

**PETITION TO WITHDRAW APPLICATION FROM ISSUE
PURSUANT TO 37 CFR 1.313(a) FOR ENTERING ARTICLE 34 AMENDMENTS**

Applicants request withdrawal of the application from issue for consideration and entering of the Amendments which Applicants filed with the Demand under PCT article 34 on August 24, 2000, with the IPEA/US. These Amendments have not been entered in the U.S. case for reasons unknown to Applicants. From a telephonic conference with Examiner Lynn Hailey on November 19, 2002, the Examiner who examined the PCT case, it would appear that the Article 34 Amendments have been entered in the PCT case.

A copy of the Demand letter filed with the IPEA/US showing the Amendments together with replacement sheets are enclosed herein. Applicants also have included a clean copy of all pending claims as they should stand upon entering of these Amendments.

I hereby certify that I have a reasonable basis for believing that this correspondence will be deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231, on November 22, 2002.

Date of Deposit

Jacqueline Wright
Name of attorney or agent

Jacqueline Wright
Signature

11/22/02
Date of Signature

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Match and Return

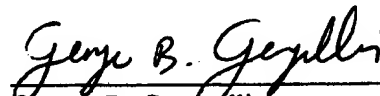
Applicants request the Examiner to enter the Amendments and issue a new Notice of Allowance of all claims 1-24 based on the amended specification. Applicants believe that withdrawal of the application from issue is necessary. Claims 8 to 24 were submitted with the PCT application and applicants are therefore entitled to have these claims considered in the present case.

Moreover, the additional claims 8-24 depend from the allowed claims 1-7, therefore, no additional examination is needed. The Amendments to the specification are of grammatical nature and add no new matter.

Applicants believe that the above constitutes good and sufficient reasons for withdrawing the application from issue and entering the amendments.

Applicants authorize the Examiner to charge the fee under 37 CFR 1.17(h) for the petition and any other requested fees to Deposit Account Number 05-1330.

Respectfully submitted,



George B. Georgellis
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☒ Pursuant to 37 CFR 1.34(a)

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